

**To:** CN=Jayne Carlin/OU=R10/O=USEPA/C=US@EPA;CN=David Croxton/OU=R10/O=USEPA/C=US@EPA;CN=Jennifer Wu/OU=R10/O=USEPA/C=US@EPA;CN=Kelly Gable/OU=R3/O=USEPA/C=US@EPA;CN=Katie Flahive/OU=DC/O=USEPA/C=US@EPA;CN=Don Waye/OU=DC/O=USEPA/C=US@EPA;allison.castellan@noaa.gov[]; N=David Croxton/OU=R10/O=USEPA/C=US@EPA;CN=Jennifer Wu/OU=R10/O=USEPA/C=US@EPA;CN=Kelly Gable/OU=R3/O=USEPA/C=US@EPA;CN=Katie Flahive/OU=DC/O=USEPA/C=US@EPA;CN=Don Waye/OU=DC/O=USEPA/C=US@EPA;allison.castellan@noaa.gov[]; N=Jennifer Wu/OU=R10/O=USEPA/C=US@EPA;CN=Kelly Gable/OU=R3/O=USEPA/C=US@EPA;CN=Katie Flahive/OU=DC/O=USEPA/C=US@EPA;CN=Don Waye/OU=DC/O=USEPA/C=US@EPA;allison.castellan@noaa.gov[]; N=Kelly Gable/OU=R3/O=USEPA/C=US@EPA;CN=Katie Flahive/OU=DC/O=USEPA/C=US@EPA;CN=Don Waye/OU=DC/O=USEPA/C=US@EPA;allison.castellan@noaa.gov[]; N=Katie Flahive/OU=DC/O=USEPA/C=US@EPA;CN=Don Waye/OU=DC/O=USEPA/C=US@EPA;allison.castellan@noaa.gov[]; N=Don Waye/OU=DC/O=USEPA/C=US@EPA;allison.castellan@noaa.gov[]; llison.castellan@noaa.gov[]

**Cc:** []

**From:** CN=David Powers/OU=R10/O=USEPA/C=US

**Sent:** Wed 1/16/2013 3:43:20 PM

**Subject:** Fw: Review by COB Thursday Jan 17: Draft Letter Replying to NWEA's Dec 14 Letter NWEA Letter NOAA EPA Response Draft 1-15-13\_dw\_ac.docx

[Waye.Don@epamail.epa.gov](mailto:Waye.Don@epamail.epa.gov)

[\(202\) 566-1170](tel:(202)566-1170)

[\(202\) 566-1331](tel:(202)566-1331)

[waye.don@epa.gov](mailto:waye.don@epa.gov)

[epa.gov/nps](http://epa.gov/nps)

[allison.castellan@noaa.gov](mailto:allison.castellan@noaa.gov)

[\(206\) 553-8512](tel:(206)553-8512)

[\(206\) 553-0165](tel:(206)553-0165)

[carlin.jayne@epa.gov](mailto:carlin.jayne@epa.gov)

<http://www.epa.gov/r10earth/tmdl.htm>

[allison.castellan@noaa.gov](mailto:allison.castellan@noaa.gov)

<http://coastalmanagement.noaa.gov>

(embedded image)

# Ex. 5 - Deliberative

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David Powers

Regional Manager for Forests and Rangelands

USEPA Region 10, OOO

805 SW Broadway, Suite 500

Portland, OR 97205

503-326-5874

[powers.david@epa.gov](mailto:powers.david@epa.gov)

----- Forwarded by David Powers/R10/USEPA/US on 01/16/2013 07:12 AM -----

From: Allison Castellan - NOAA Federal <[allison.castellan@noaa.gov](mailto:allison.castellan@noaa.gov)>

To: Don Waye/DC/USEPA/US@EPA

Cc: Jayne Carlin/R10/USEPA/US@EPA, David Croxton/R10/USEPA/US@EPA, David Powers/R10/USEPA/US@EPA, Jennifer Wu/R10/USEPA/US@EPA, Kelly Gable/R3/USEPA/US@EPA, Katie Flahive/DC/USEPA/US@EPA  
 Date: 01/16/2013 06:43 AM  
 Subject: Re: Review by COB Thursday Jan 17: Draft Letter Replying to NWEA's Dec 14 Letter

Jayne--

Some initial comments from me added to Don's edits. However, if this is going out under joint signature, I'll need additional time for my legal counsel and mngt to review.

I also echo Dave and Don's comments that responding to NWEA (even very generally) may not be the most effective use of our time since Nina's already told Dave and me that she doesn't expect responses to her letters since she is a prolific correspondent. Her intent is to add to the record, not make more work for us responding to each letter.

Allison

On Tue, Jan 15, 2013 at 5:45 PM, <Waye.Don@epamail.epa.gov> wrote:  
 Jayne,

I have reservations about responding to this letter, but as your OD has made this decision, my comments are attached. I don't want to invite quid pro quo responses because attempting to keep up with Nina's prodigious output will deter us from our many obligations. beyond this, I can't help but wonder if the video clip she sent us points to an enforcement issue.

## Ex. 5 - Deliberative

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I have copied our Ag person for CZARA (Katie Flahive) and am inviting her input on this draft response, as well.  
 (See attached file: NWEA Letter NOAA EPA Response Draft 1-15-13,dw.docx)

Don Waye  
 U.S. Environmental Protection Agency  
 Nonpoint Source Control Branch (OWOW/AWPD)

USPS Mailing Address: Office (FedEx/UPS delivery):  
 Mail Code 4503T Room 7417H  
 1200 Pennsylvania Ave, NW 1301 Constitution Ave, NW  
 Washington, DC 20460 Washington, DC 20004

Phone: (202) 566-1170 Fax: (202) 566-1331  
 Email: waye.don@epa.gov Website: epa.gov/nps

Jayne Carlin---01/15/2013 05:10:49 PM---Hi All, Our new Office Director has directed us to develop a response to NWEA's Dec 14 letter (which

From: Jayne Carlin/R10/USEPA/US  
 To: Don Waye/DC/USEPA/US@EPA, allison.castellan@noaa.gov, David Croxton/R10/USEPA/US@EPA  
 Cc: David Powers/R10/USEPA/US@EPA, Jennifer Wu/R10/USEPA/US@EPA, Kelly Gable/R3/USEPA/US@EPA  
 Date: 01/15/2013 05:10 PM  
 Subject: Review by COB Thursday Jan 17: Draft Letter Replying to NWEA's Dec 14 Letter

Hi All,

Our new Office Director has directed us to develop a response to NWEA's Dec 14 letter (which is attached). Attached is the initial draft and I would welcome your feedback by COB Thursday.

[attachment "NWEA Letter NOAA EPA Response Draft 1-15-13.docx" deleted by Don Waye/DC/USEPA/US]  
 (See attached file: CZARA letter to Federal Agencies re Tillamook CAFO waste.pdf)

Thanks!

Jayne

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Jayne Carlin, Watersheds Unit  
US EPA, Region 10  
1200 6th Ave, Suite 900 (OWW-134)  
Seattle, WA 98101-3140  
(206) 553-8512, (206) 553-0165 (fax)  
carlin.jayne@epa.gov

<http://www.epa.gov/r10earth/tmdl.htm>

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Allison Castellan  
Coastal Management Specialist  
Office of Ocean and Coastal Resource Management N/ORM3  
National Oceanic and Atmospheric Administration, SSMC4  
Silver Spring, MD 20910  
Phone: 301-563-1125  
Fax: 301-713-4004  
allison.castellan@noaa.gov  
<http://coastalmanagement.noaa.gov>